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17 IN THE UNITED STATES DISTRICT COURT
18 FOR THE NORTHERN DISTRICT OF CALIFORNIA
19 OAKLAND DIVISION

20 **STATE OF ARIZONA, *ex rel.* KRIS
21 MAYES, ATTORNEY GENERAL;**

22 Case No. 4:23-cv-05448-YGR

23 **THE PEOPLE OF THE STATE OF
24 CALIFORNIA;**

25 Hon. Yvonne Gonzalez Rogers

26 **STATE OF COLORADO, *ex rel.* PHILIP J.
27 WEISER, ATTORNEY GENERAL;**

28 **STATE OF CONNECTICUT;**
29 **STATE OF DELAWARE, *ex rel.*
30 KATHLEEN JENNINGS,
31 ATTORNEY GENERAL OF THE STATE OF
32 DELAWARE;**
33 **STATE OF GEORGIA *ex rel.*
34 CHRISTOPHER M. CARR, ATTORNEY
35 GENERAL OF THE STATE OF GEORGIA;**
36 **STATE OF HAWAII, *ex rel.* ANNE E.
37 LOPEZ, ATTORNEY GENERAL;**
38 **STATE OF IDAHO, through ATTORNEY
39 GENERAL RAÚL R. LABRADOR;**
40 **THE PEOPLE OF THE STATE OF
41 ILLINOIS;**
42 **STATE OF INDIANA;**

43 **DECLARATION OF BERNARD A.
44 ESKANDARI IN SUPPORT OF
45 PLAINTIFFS' ADMINISTRATIVE
46 MOTION TO DETERMINE WHETHER
47 DEFENDANT META PLATFORMS,
48 INC.'S MATERIALS SHOULD BE
49 SEALED**

STATE OF KANSAS, *ex rel.* KRIS W. KOBACH, Attorney General;

THE COMMONWEALTH OF KENTUCKY;

STATE OF LOUISIANA;

STATE OF MAINE;

OFFICE OF THE ATTORNEY GENERAL OF MARYLAND;

STATE OF MICHIGAN *ex rel.* DANA NESSEL, ATTORNEY GENERAL;

STATE OF MINNESOTA, by its ATTORNEY GENERAL, KEITH ELLISON;

STATE OF MISSOURI, *ex rel.* ANDREW BAILEY, ATTORNEY GENERAL;

STATE OF NEBRASKA *ex rel.* MICHAEL T. HILGERS, ATTORNEY GENERAL;

MATTHEW J. PLATKIN, ATTORNEY GENERAL FOR THE STATE OF NEW JERSEY, AND CARI FAIS, ACTING DIRECTOR OF THE NEW JERSEY DIVISION OF CONSUMER AFFAIRS;

THE PEOPLE OF THE STATE OF NEW YORK, by LETITIA JAMES, ATTORNEY GENERAL OF THE STATE OF NEW YORK;

STATE OF NORTH CAROLINA, *ex rel.* JOSHUA H. STEIN, ATTORNEY GENERAL;

STATE OF NORTH DAKOTA, *ex rel.* DREW WRIGLEY, ATTORNEY GENERAL;

STATE OF OHIO, *ex rel.* ATTORNEY GENERAL DAVE YOST;

STATE OF OREGON *ex rel.* ELLEN F. ROSENBLUM, ATTORNEY GENERAL FOR THE STATE OF OREGON;

**COMMONWEALTH OF PENNSYLVANIA
BY ATTORNEY GENERAL MICHELLE A. HENRY;**

STATE OF RHODE ISLAND;

**STATE OF SOUTH CAROLINA, *ex. rel.*
ALAN M. WILSON, IN HIS OFFICIAL
CAPACITY AS ATTORNEY GENERAL OF
THE STATE OF SOUTH CAROLINA;**

**STATE OF SOUTH DAKOTA *ex rel.*
MARTY J. JACKLEY, SOUTH DAKOTA
ATTORNEY GENERAL;**

**COMMONWEALTH OF VIRGINIA,
ex rel. JASON S. MIYARES,
ATTORNEY GENERAL;**

**STATE OF WASHINGTON, *ex rel.*
ROBERT W. FERGUSON, ATTORNEY
GENERAL:**

**STATE OF WEST VIRGINIA, *ex rel.*
PATRICK MORRISEY, ATTORNEY
GENERAL; and**

STATE OF WISCONSIN.

Plaintiffs.

1

META PLATFORMS, INC.

INSTAGRAM, LLC.

META PAYMENTS, INC.; and

META PLATFORMS TECHNOLOGIES, LLC

Defendants

I, Bernard A. Eskandari, declare and state as follows:

1. I am a Supervising Deputy Attorney General in the Consumer Protection Section of the Public Rights Division of the California Department of Justice and counsel for the People of the State of California in this action. I am a member in good standing of the State Bar of California. I make this declaration based on my own personal knowledge. If called upon to

1 testify, I could and would testify completely to the truth of the matters stated herein.

2 2. I submit this declaration, as required by Civil Local Rule 7-11, in support of
3 Plaintiffs' Administrative Motion to Determine Whether Defendant Meta Platforms Inc.'s
4 Materials Should Be Sealed.

5 3. The Filing States' complaint [Dkt. No. 1] contains and refers to materials produced
6 by Defendant Meta Platforms, Inc. ("Meta") in the course of the Filing States' investigation and
7 designated by Meta as "Confidential." Filing States have agreed to file their complaint containing
8 these materials or references conditionally under seal, to the extent allowed by the Local Rules.

9 4. The Filing States take no position at this time on whether, and do not concede that,
10 any of the referenced material satisfies the requirements for filing under seal.

11 5. As required by Civil Local Rule 79-5, the Filing States have filed a redacted
12 version of their complaint on the public docket. An unredacted version is attached to this motion
13 as Exhibit B, with highlights to indicate where redactions are made in the redacted version of the
14 complaint.

15 6. This motion is being filed contemporaneously with the opening of this case and the
16 filing of the Filing States' complaint. Accordingly, Meta (and other Defendants) had yet to appear
17 when the Filing States filed their conditionally redacted complaint, and therefore counsel was
18 unable to confer with Defendants to obtain a stipulation.

19 7. Further, because Meta (nor any Defendant) has yet to appear, the Filing States will
20 serve this motion and related documents on Defendants consistent with Rule 4 of the Federal
21 Rules of Civil Procedure and file a separate proof, following service.

22 I declare under penalty of perjury that the foregoing is true and correct. Executed on
23 October 24, 2023, in Los Angeles, California.

24 
25 BERNARD A. ESKANDARI